JAN 2 [illegible] PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:	Yuri Leontiv *et al.*
APPLICATION NO.:	10/684,955
FILING DATE:	October 13, 2003
TITLE:	DISTINGUISHING LEGITIMATE HARDWARE UPGRADES FROM UNAUTHORIZED INSTALLATIONS OF SOFTWARE ON ADDITIONAL COMPUTERS
EXAMINER:	Not yet known
GROUP ART UNIT:	Not yet known
ATTY. DKT. NO.:	16319-07696

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Dated: January 21, 2004 By: [signature]
Jeffrey Brill, Reg. No. 51,198

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO/SB/08A listing references for consideration by the Examiner. Enclosed is a copy of each listed reference that may be material to the examination of this application, and for which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This Information Disclosure Statement is being filed:

☒ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first office action on the merits, whichever event last occurred;

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foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND

☐ attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR.§ 1.97(c); OR

☐ after the payment of the issue fee. Applicant requests that the information contained in this Information Disclosure Statement be placed in the file according to 37 CFR § 1.97(i), although the information may not be considered by the USPTO.

☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. APPLICATION NO., filed on DATE FILED, and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

☐ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).

☒ Applicant submits that no fee is required for the consideration of this Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
Yuri Leontiv *et al.*

Dated: January 21, 2004

By: _____

Jeffrey Brill, Reg. No. 51,198
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☐ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;

☐ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either: (1) a final action under 37 CFR §1.113; or (2) an action that otherwise closes prosecution in the application, and:

☐ attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR.§ 1.97(c); OR

☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:

☐ each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR

☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement;

☐ on or before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; (2) a notice of allowance under 37 CFR § 1.311; or (3) an action that otherwise closes prosecution in the application, and:

☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:

☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or

☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known	
Application No.	10/684,955
Filing Date	October 13, 2003
First Named Inventor	Yuri Leontiev
Art Unit	Not yet known
Examiner Name	Not yet known
Attorney Docket Number	16319-07696

Sheet 1 of 2

OTHER REFERENCES – NON-PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No.[1]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	A	Electronic License Management: Sentinel LM License Models [online], July 30, 2002, Rainbow Technologies [retrieved on December 18, 2002]. Retrieved from the Internet: <URL: http://www.rainbow.com/sentinellm/lic_models.html>.
	B	Sentinel LM Data Sheet [online], April 2003, Rainbow Technologies [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.rainbow.com/library/3/sentinellm-ds.pdf>.
	C	Sentinel LM: A Secure Software-based Electronic License Management Tool [online], copyright 2001-2003, believed to be at least as early as March 12, 2003, Rainbow Technologies [retrieved on November 6, 2003]. Retrieved from the Internet: <URL: http://www.rainbow.com/products/sentinel/sentinellm.asp>.
	D	The Key to Larger Market Share: Flexible Licensing & Robust Software Protection [online], 2002, Rainbow Technologies [retrieved on November 12, 2002]. Retrieved from the Internet: <URL: http://www.rainbow.com/library/8/thekeytolargermarketshare.pdf>.
	E	Software License Management Solution, Web Based Software and Electronic License Distribution [online], copyright 1985-2002, Aladdin Knowledge Systems [retrieved on December 18, 2002]. Retrieved from the Internet: <URL: http://www.ealaddin.com/privilege/protecting_preparing.asp?cf=tl>.
	F	Understanding and Applying Software Security [online], June 19, 2003, Aladdin Knowledge Systems [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.ealaddin.com/pub/marketing/privilege/privilege_white_paper/understanding%20software%20security_wp.pdf>.
	G	Software Protection Using Product Activation Technology [online], copyright 1985-2003, Aladdin Knowledge Systems [retrieved on November 6, 2003]. Retrieved from the Internet: <URL: http://www.ealaddin.com/privilege/product_activation.asp>.
	H	Softsecure Home Page [online], believed to be at least as early as December 18, 2002, Softsecure [retrieved on December 18, 2002]. Retrieved from the Internet: <URL: http://www.softsecure.com/default.htm>.
	I	Softsecure Application Management [online], July 2001, Softsecure [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.softsecure.com/doc/sam_en.pdf>.
	J	Softsecure Application Management Features [online], July 2001, Softsecure [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.softsecure.com/doc/sam_features_en.pdf>.
	K	Technical Details on Microsoft Product Activation for Windows XP, Microsoft Technical Market Bulletin [online], August 2001, [retrieved on November 10, 2003]. Retrieved from the Internet: <URL: http://microsoft.com/piracy/basics/activation/windowsproductionactivationtechnicalmarketbulletin.doc>.
	L	SafeCast Products [online], copyright 2002-2003, believed to be at least as early as March 12, 2003, Macrovision Corporation [retrieved on November 6, 2003]. Retrieved from the Internet: <URL: http://www.macrovision.com/products/safecast/index.shtml>.
	M	SafeCast Product Activation FAQ [online], copyright 2002-2003, believed to be at least as early as March 12, 2003,

Examiner Signature	/Joshua Murdough/	Date Considered	07/03/2008

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609.
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First Named Inventor	Yuri Leontiev
Art Unit	Not yet known
Examiner Name	Not yet known
Attorney Docket Number	16319-07696

Sheet	2	of	2

OTHER REFERENCES – NON-PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No.[1]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
		Macrovision Corporation [retrieved on November 6, 2003]. Retrieved from the Internet: <URL: http://www.macrovision.com/products/safecast/safecast_pa_faq.shtml>.
	N	Digital Rights Management (SafeCast): Secure and Flexible Solutions for Distributing a Promoting Software [online], at least as early as December 18, 2002, Macrovision Corporation [retrieved on December 18, 2002]. Retrieved from the Internet: <URL: http://www.macrovision.com/solutions/software/drm/>.
	O	Licensing Policy [online], copyright 2002-2003, believed to be at least as early as April 5, 2003, IntelliJ [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.intellij.com/idea/licensing>.
	P	License Agreement for IntelliJ IDEA [online], April 5, 2003, IntelliJ [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.intellij.com/buy/idea/IDEA_license.jsp>.
	Q	WinDriver VxWorks – Device Driver Development Tool [online], copyright 2003, believed to be at least as early as March 12, 2003, Jungo [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.jungo.com/db-vxworks.html>.
	R	Product Order Form [online], believed to be at least as early as March 12, 2003, Jungo [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.jungo.com/order.txt>.
	S	BEA dev2dev Subscription Levels [online], believed to be at least as early as 2003, BEA System, Inc. [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://dev2dev.bea.com/subscriptions/levels.jsp>.
	T	BEA WebLogic Server 8.1 [online], copyright 2003, BEA System, Inc. [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.bea.com/framework.jsp?CNT=index.htm&FP=/content/products/server>.
	U	MAINELLI, T., "Users Call Intuit Product Activation Taxing," PCWorld.com [online], January 30, 2003, [retrieved on January 6, 2004]. Retrieved from the Internet: <URL: http://www.pcworld.com/resource/printable/article/0,aid,109100,00.asp>.
	V	MORRISSEY, B., "Intuit Cracks Down on TurboTax Cheats" [online], September 6, 2002, Jupitermedia Corporation, [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://siliconvalley.internet.com/news/print.php/1457931>.
	W	ZISMAN, A., "Tax Return Software Options Continue to Multiply," Business in Vancouver, Issue 698 [online], March 2003, [retrieved on November 12, 2003]. Retrieved from the Internet: <URL: http://www.zisman.ca/Articles/2003/biv698.html>.

Examiner Signature	/Joshua Murdough/	Date Considered	07/03/2008

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